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PATENT, TRADEMARK AND COPYRIGHT LAW AND RELATED FEDERAL AND ITC LITIGATION



DOCKET NO: 2860/0104/25SD

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

Attached hereto for filing are the following papers:

RE:

U.S. Application

Serial No: 09/084,441 Filed: May 27, 1998 Inventor: J. T. LIN

MARVIN J SPIVAK C IRVIN McCLELLAND GREGORY J MAIER ARTHUR I NEUSTADT RICHARD D KELLY
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For: OPHTHALMIC SURGE RECEIVED

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### REQUEST FOR COPIES OF PAPERS IN A REISSUE APPLICATION

Our check in the amount of \$25.00 is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is attached.

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Respectfully submitted,

Richard A. Neifeld Registration No. 35,299 Philippe J. C. Signore

Registration No. 43,922

SIR:

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REISSUE APPLICATION

J. T. LIN

: GROUP: 3739

SERIAL NO.: 09/084,441

1

: EXAMINER: PEFFLEY, M.

FILED: May 27, 1998

FOR: OPHTHALMIC SURGERY
METHOD USING NON-CONTACT
SCANNING LASER

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Group 3700

# REQUEST FOR COPIES OF PAPERS IN A REISSUE APPLICATION

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SIR:

It is respectfully requested that copies of the papers in the Reissue Application to J.T. Lin, Serial No. 09/084,441 be forwarded to the undersigned. A fee as set forth in 37 CFR §1.19(a)(3) is enclosed so as to comply with MPEP §103, Reissue Applications, Paragraph (E), and with 37 CFR §1.11(b), which states that "[a]ll reissue applications,... and related papers in the application file, are open to inspection by the public, and copies may be furnished upon paying the fee therefor."

Respecfully submitted,

P. Signer

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DOCKET NO: 2860/0104/25SD

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> RE: U.S. Application

Serial No: 09/084,441 Filed: May 27, 1998 Inventor: J. T. LIN

For: OPHTHALMIC SURGERY...

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- \* BAR MEMBERSHIP OTHER
- T IAPANESE PATENT ATTORNEY
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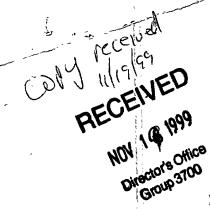
Respectfully submitted,

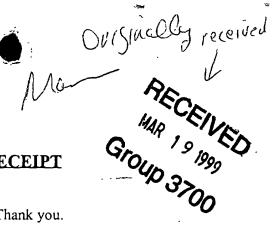
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### THIS IS A FILING RECEIPT

Please date stamp and return this filing receipt. Thank you.

Stephen Marcus

Re: J. T. LIN

REISSUE APPLICATION SERIAL NO: 09/084,441 FILED: MAY 27, 1998

TITLED: OPHTHALMIC SURGERY METHOD USING NON-CONTACT SCANNING LASER

The following has been received in the U.S. Patent Office on the date stamped hereon:

37 CFR 1.291 Public Protest with attachments I - IV on hard copy and on diskette.

United States patent No. 4,718,418 to L'Esperance, Jr., issued January 12, 1988.

United States patent No. 4,665,913 to L'Esperance, Jr., issued May 19, 1987.

United States patent No. 4,838,679 to Bille, issued June 13, 1989.

European Patent Application Publication 296,982 to Hanna et al., published December 28, 1988.

Ren et al., "Corneal Refractive Surgery Using An Ultra-violet (213 nm) Solid State Laser, "SPIE Vol. 1423 Ophthalmic Technologies (1991).

Ren et al., "Ablation of the Cornea and Synthetic Polymers Using a UV (213 nm) Solid-State Laser," IEEE Journal of Quantum Electronics, Vol. 26 (December 1990).

Gailitis et al., "Solid State Ultraviolet (213 nm)Ablation of the Cornea and Synthetic Collagen Lenticules," Lasers in Surgery and Medicine 11:556-562 (1991).

J.T.Lin, "A Multiwavelength Solid State Laser for Ophthalmic Applications," SPIE Vol. 1644 Ophthalmic Technologies (1992).

L'Esperance, "Ophthalmic Lasers," Chapter 24: Corneal Laser Surgery, The C.V. Mosby Co., St. Louis (1989).

L'Esperance, "Ophthalmic Lasers," Chapter 26: New Laser Systems, Their potential Clinical Usefulness, and Investigating Laser Procedures", The C.V. Mosby Co., St. Louis (1989).

March 18, 1999 (4:56PM)